

# THE TOMBSTONE EPITAPH

Published every Saturday evening, gives all the news of the week, county, state and general, and more especially events and happenings of interest to the people of Tombstone and Cochise county. Yearly subscriptions \$2.00.

# Tombstone Epitaph.

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## MANDAMUS PROCEEDINGS FOR CHANGE OF REGISTRATION

The application of James A. Chapman, of Bisbee, to compel County Recorder Owen E. Murphy to change his registration was heard before Judge Lockwood in the Superior court today. The papers in the case were filed late yesterday afternoon and served at once on the county recorder.

The complaint alleges that he was a resident of the town of Lowell, in Cochise county, and a qualified elector, that on the 6th. day of May, 1916, he registered as affiliated with the "non-party" and that by reason of such registration plaintiff cannot vote with the political party with which he is actually and in fact affiliated, and that such registration of the date of May 6th, 1916, ought to be cancelled by reason of facts that have occurred subsequent to the time of said registration of plaintiff, in this, to-wit: that plaintiff has actually and in fact since said 6th. day of May, 1916, in good faith become affiliated with the Democratic party."

That thereafter, plaintiff, in conformity with said defendant, county recorder of Cochise county, Arizona, which affidavit is in words and figures as follows, to-wit: 1, the undersigned elector, do solemnly swear that my name and signature as signed below is my true name and signature; that, being a resident of Upper Lowell precinct, in Cochise county, Arizona, I registered on the 6th. day of May, 1916, as affiliated with the non-party; that since the date of such registration I have changed my political views and in good faith declare my affiliation with the democratic party. I, therefore, request the cancellation of my registration as aforesaid in order that I may re-register and state properly my political party affiliation. Signed, James A. Chapman. The affidavit was duly acknowledged before G. W. Totman as a notary public.

The complaint further alleges that the defendant refuses to cancel the same unless the defendant is compelled to do so he will be deprived of his right to vote in the primaries.

"Wherefore, plaintiff prays that a writ of mandamus be issued, compelling defendant, Owen E. Murphy, county recorder of Cochise county, Arizona, to forthwith cancel plaintiff's registration of May 6th., as required by law, and to allow plaintiff to re-register stating his proper party affiliation."

"And plaintiff further prays this Honorable Court to grant and cause to be issued its process of summons requiring defendant to appear and answer this Bill of Complaint, and plaintiff further prays that on final hearing of this cause the writ of mandamus herein prayed for, be made general and perpetual and for such other and further relief as to this Honorable Court may seem equitable, and his costs herein expended.

The court after examining the pleadings asked the attorneys for both parties to submit briefs during the next few days so that the matter could be determined. County Attorney Ross represented the county recorder and L. W. Whitney the plaintiff.

The decision of the court in this matter is of extreme importance as it will affect thousands of voters in Arizona. In Cochise county alone should the court decide that the recorder should make the changes it would affect the change in registration of over 1500 voters or to be exact with the registrations up to date 1866.

## INJUNCTION CASE FILED TO STOP PAYMENT OF CLAIM

INJUNCTION AGAINST SUPERVISORS TO PREVENT PAYMENT OF DETECTIVE BILL

THREE DOUGLAS MEN PLAINTIFF AND SUIT FILED IN COURT TODAY

Late this afternoon an application for an injunction was filed in the Superior Court entitled, J. B. Murchison, J. R. Speer and A. S. Field vs. J. M. Sparks, chairman of the board of supervisors, A. C. Karger, clerk, H. S. Ross, county treasurer and the Thiel Detective Agency, of Los Angeles. The injunction seeks to prevent the payment of the claim filed by the Thiel Detective Agency with the board of supervisors, and which was ordered paid at the last meeting of the board in the sum of \$2256.05. The application will be heard on Saturday next, the 19th.

The plaintiffs are represented by J. C. Irwin, of Douglas, the plaintiffs are also residents of Douglas. County Treasurer H. S. Ross and A. J. Bruce, representing the Thiel Detective Agency were served at once as soon as the papers were in the hands of the sheriff. Clerk Karger was out of the city as was Chairman J. M. Sparks, and they will be served on Monday as soon as they arrive in this city.

The complaint alleges that the board of supervisors had no authority whatever to allow the same and it was made without any law warranting the same, it also alleges that it was not a valid claim against the county.

The outcome of this case will be watched with interest as it raises a question that will undoubtedly be raised in other counties, as similar claims have already been allowed by the board of supervisors in Pima, Maricopa, Yavapai and Gila counties.

COURT WILL HANDLE PARENTS WHO ABUSED CHILD

BISBEE, Aug. 12.—Alva McCloskey and Mrs. Margaret McCloskey, yesterday in Judge G. W. Totman's court pleaded guilty to the charge of the neglect of a minor child. Judge Totman reserved sentence until this morning. It developed yesterday that little Laura was an adopted child. It has not been determined what disposition will be made of her in this instance. She is now in good hands and the matter will be taken up with the county probation officer before any disposition is made. Both the mother and father of the child declared that they didn't think they were administering any punishment not due when they followed the course told of yesterday.

FIND NUGGETS IN BED OF STREAM AFTER STORM

PRESCOTT, Aug. 11.—Following a cloudburst on Granite creek, glittering nuggets are being picked up in the bed of the stream. Tom Morgan, one of the first discoverers of the nuggets, already has established a camp about two miles from the head of the creek, having located a dyke carrying values in silver, copper and gold. It is generally believed the cloudburst has opened up a bonanza.

## DEATH FROM SPINAL MENINGITIS AT GLOBE

GLOBE, Aug. 12.—Illios Vidales, a three-year-old Mexican boy, died yesterday afternoon of infantile paralysis. The family home on the hill west of the railroad shops, has been under quarantine for two days.

This is the first case of the dread disease to appear in Globe since the outbreak of the New York epidemic. According to local doctors, it is the only case in the Globe-Miami district.

The boy passed away after having been ill but five days. Dr. W. W. Horst was called to examine the youngster on the second day. He pronounced the case infantile paralysis on the third day and immediately quarantined the house. However, the disease was so far advanced that all efforts to save the child proved fruitless. He was buried last evening.

## DIVORCE AND DAMAGE ACTIONS FILED IN COURT

Since the first day of August there has been an average of one divorce action for every day that the Clerk's office has been open. There have been five from Bisbee, three from Douglas, one from Tombstone, Courtland and the Huachuca each. The cases are entitled as follows:

Bessie Melton, of Bisbee vs. E. Melton.  
George W. Myers, of Bisbee vs. Sarah Myers.  
Elizabeth Dunn, of Courtland, vs. E. Dunn.  
R. Stratton, of Bisbee, vs. Lyda Stratton.  
Guadalupe Bracamonte vs. M. Bracamonte, both of Tombstone.  
Susie Hand, of Huachuca, vs. P. Hand.  
Carrie Coble, of Douglas, vs. Chas. Coble.  
Minnie Peterson, of Bisbee, vs. C. Peterson.  
Katie Rice, of Douglas, vs. Arthur Rice.  
Lucy Badovinatz, vs. Peter Badovinatz.

Action for Damages  
Frank Rantala, through his attorneys, Armstrong & Lewis, of Phoenix, have brought suit in the Superior court against the Copper Queen Mining company, for damages in the sum of \$15,000. The complaint alleges that the plaintiff was in the employ of the company in the month of April of this year and that he was employed in the Lowell mine and that on the 23rd. of that month while he was so employed as a miner and mucker, a mass of rock and dirt fell on him and fractured his skull, and so injured him that he has been unable since that time to perform any manual labor and has been injured to the extent of \$15,000.

Wants Injunction  
J. B. Ellis, of Cochise, has filed an application for an injunction against M. H. Merrill and Tom Nuttle to prevent them from diverting the flood waters from Walnut creek, in the vicinity of Cochise, which he claims that he had previously appropriated. Messrs. Ross and Stephenson are the attorneys for the plaintiff. The matter will be heard in the next few days.

FROM DOUGLAS  
Officers George W. Cook and T. C. Smith, of Douglas, were in the county seat today.

## LOOKING BACKWARD 24 YEARS IN TOMBSTONE

Interesting Items that Appeared in the "Prospector," this Date, 1892; Reminiscent of the Pioneer Days

The Prospector would like to call a halt for a couple of months. If the boys will let up on killing one another till after the congressional committee reports on our condition of statehood they will always be held in esteem by those of us who work for a liveli hood.

Joe Robinson, who won \$2,500 in the Louisiana lottery drawing, will take a trip east as soon as the money arrives.

The first shipment of bullion made from Tombstone in a long time was sent out by Wells Fargo & Co. today, and consisted of three bars from the Descanso mill.

The Quilston stage was held up by a lone highwayman on Wednesday. The robber opened the mail pouch and finding but one letter in it, opened it, sat down and read it, and then threw it back into the sack. It is doubtful if there was ever a more disgusted knight of the road.

## YOUNG LADY TO FACE DEATH TO REMOVE TATTOO

GLOBE, Aug. 12.—A nervous excited young woman, pretty and modestly groomed, appeared Monday afternoon to Dr. L. E. Wightman for medical aid for a 14-year-old brother.

"He ran away from our home in Solomonville," she explained, speaking with a broad southern accent, and had his arm tattooed during his absence. We could not find a doctor in our home town who could remove the marks, and so we brought him here. They just must be taken out and I thought maybe you would do it."

"But it might cause an infection that would result in the loss of your brother's arm," Dr. Wightman cautioned.

"I don't care if it does—I don't care if it kills him," the young woman cried hysterically, "those marks must be removed."

She was then told to call Tuesday afternoon with her brother at which time an examination of the marks would be made.

But! It was her own arm that she bared to the physician yesterday and upon it was tattooed a flaming red heart pierced by a dagger.

She was informed by the doctor that it would be an extremely painful operation and dangerous as well, and was advised to think the matter over before submitting to it.

The visitor would not give her name but promised to call again in a day or so.

CATHOLIC CHURCH.

First mass at 8 a. m. Second mass at 9 a. m. Sunday school at 9:30 a. m. In the evening at 7 o'clock the devotion of the Rosary and benediction of the Blessed Sacrament.  
REV. F. A. COLLYMORE.

## ARIZONA HASSAMPANS WILL FROLIC IN LOS ANGELES

LOS ANGELES, Cal., Aug. 12.—Arizona "Hassayampans," several hundred strong, will tomorrow take possession of Ocean Park, and hold a picnic.

For the benefit of those who do not know what a "Hassayampa" is, it may be well to state that he or she is one of those citizens of state of Arizona who has at least once quaffed a drink from the Hassayampa river in Arizona.

The magic drink, it is alleged, renders the person who takes it a life-long member of the "Ananias club."

The affair is to be held under the auspices of the Arizona Hassayampa Society of Southern California, which every real "Hassayampa" always joins immediately on reaching Los Angeles.

There will, of course be enough feature for several picnics, and one of them will be the singing of Mrs. W. T. Webb of "Arizona," the beautiful state song, composed by Mrs. Frank Cox, of Phoenix.

Said Charles H. Wild, secretary of the society, yesterday at the Hollenbeck Hotel, headquarters for the affair: "The attendance is destined to surpass our fondest hopes. Thanks to an unprecedented period of prosperity in the old State, hundreds of Arizonans are here, and they are all going to the picnic."

There will be athletic contests, addresses by prominent Arizonans, and former Arizonans, dancing, a concert and a display of fireworks. In short there will be something doing every minute.

THE REGISTRATIONS.

During the past week there have been received at the county recorder's office something over two hundred additional registrations so that the total up to and including today now amounts to 10,435, which is within about 1300 votes of what it was two years ago. There are 8906 men registered, 3529 women. The party affiliation as recorded is as follows: Democrats 5920; Republicans 2590, Socialists 328; Non-Partisan 80; Independent 167; Progressives 191; No Party 774; Prohibition 42; and 353 blanks on which the space for party affiliation is not filled out. There are but a few weeks more of time in which to register and unless a special effort is made the registration promises to be less than two years ago. Some registration officers are now visiting the small outside precincts and gathering those who have not registered. There are still quite a number in the large precincts of Bisbee, Lowell and Douglas who have not registered.

ARIZONA WEEK AT

SAN DIEGO FAIR

Arizona week will in all probability be celebrated at the San Diego exposition the first or second week in September. A movement is now on foot to fix the date for that period and a great program of special events commemorative of the occasion will be arranged.

Efforts are being made to insure a large attendance from Arizona and assurances have already been received from many parts of the state that large delegations will in all probability make the journey at that time. It is hoped that the local and state chambers of commerce will take some action relative to the celebration and urging all Arizona residents who can do so to attend the exposition during Arizona week.

## CONSTABLE AND MEXICANS IN A PISTOL DUEL

CONSTABLE BRIGHT OF COURTLAND KILLS TWO ASSAILANTS; WOUNDED

ATTEMPTED TO ARRESTS MEXICANS AND WAYLAIED; DUEL FOLLOWS

The sheriff's office received word this afternoon that Constable John Bright of Courtland, was wounded and two Mexicans killed in a pistol duel near Courtland this morning. The report stated that two Mexicans had broken into a house at Courtland, which was reported to Mr. Bright.

He at once started in pursuit and had reached a point about two miles from Courtland when the Mexicans opened fire on him. His horse was shot from under him and he was shot through the leg at the first fire. He got off his horse and returned the fire, emptying his six-shooter at them.

He saw them both fall to the ground but with his ammunition exhausted and a bad wound, managed to crawl on his hands and knees a distance of about a mile to McKinney's ranch, where he secured aid and was at once taken to the hospital at Gleeson.

The bullet evidently from a forty-five six-shooter, went through his right leg about half way between the knee and hip, but the bone was not shattered.

As soon as word was received posse were started out from Gleeson, Courtland, Pearce and Wilcox to head the Mexicans off, and when the first posse reached the scene of the fight, upon examination they found that Bright had killed both of the Mexicans one of them had been shot in the vicinity of the heart and the other through the body. The bodies were taken to Courtland where an inquest will be held.

That Bright was cool through the entire fight is evident from the fact that he was ghooting with a six-shooter and hit both of the Mexicans while that he was shooting with a six-shot he was already down with the wound in his leg.

## FUNERAL OF MRS. TOMLINSON HELD TODAY

The funeral of Mrs. Margaret Tomlinson, who died in Bisbee, and was brought to Tombstone for burial, was held today from the Catholic church, Rev. Albert Collymore holding the services, and the remains of the pioneer Tombstone woman were laid to rest in the City Cemetery. A large number of friends accompanied the body to the cemetery, and floral offerings were in profusion.

A daughter, Mrs. Joe Norcross, and husband, arrived in Tombstone last night from Miami to attend the funeral.

Burial was had in the fireman's plot, at the side of the remains of her husband. Both daughters, Mrs. Norcross and Miss Helen West left this afternoon for Bisbee, where Mrs. Norcross will remain for several days with her sister, before returning to their home at Miami.

## CHANGE IN MANAGEMENT OF TWO PEAKS PROPERTIES

TURNER, Aug. 12.—There has been a change made in the management of the Two Peaks Mining company and hereafter V. G. Melgren, the mining and metallurgical engineer will have charge of the property. He has made a thorough examination of the property and is report to the directors at the meeting on the 5th. was exceedingly gratifying. His report shows that the Two Peaks company has one of the largest bodies of low grade sulphide ores to be found in Cochise county. He was so impressed with the showing that he took an option on a large block of the stock and became interested in the property. It is the intention to begin systematic active work on the property. The compressor for the air drills is being put in shape within the next few days and ready for work.

The tunnel on the Buck claim has cut about 200 feet of low grade copper sulphides, the work in the tunnel has been stopped for the present, it having proven the extent of the upper ore bodies. A shaft will now be sunk to a depth of 300 feet through the ore an then cross cutting commenced.

The stock of the company has been withdrawn from the market for the present but a limited amount may be placed on sale later. The board of directors have under consideration the purchase of six adjoining claims and will take definite action on the matter within the next thirty days.

Parties returning from visits to the property wonder that such a large body of low grade ore has been lying idle and undeveloped so many years, but Miami and Ajo are recent illustrations of low grade properties lying for years before being taken over.

Mining men who have examined the Two Peaks property report that it appears as though they had a mountain of low grade ore. The stock holders are exceedingly pleased over the recent developments on the property and it looks as though it will eventually be one of the large producers in Cochise county.

PRISONER BREAKS OUT OF KINGMAN JAIL

KINGMAN, Aug. 11.—C. A. Sotello, a United States prisoner, held on a charge of bootlegging, sawed a bar of the jail corridor, and made his escape Sunday night. Sotello had been locked in the corridor by mistake, the jailor believing him another prisoner. He cut the bars with a jackknife that had been converted into a file by nicking it on one of the square bars of a cell.

The bar cut was saw cut out by a previous escape. It had been partly welded by oxyacetylene, but which had only a small fraction of iron holding it. The work was done in about four hours, which shows what a really expert prisoner could do to the jail in time of stress.

BENSON BOOMS.

The town of Benson in the San Pedro valley is experiencing the joys of boom days, according to Charles T. Moss of that place, who is spending a few days in Phoenix on business. "Business conditions are better in the San Pedro valley than they have been for many years," says Moss. "Everyone is prosperous and work is plentiful." The new canning factory at Benson has just been completed at a cost of over \$15,000 and is now ready for operation. The factory will give employment to between fifty and sixty men and will handle all the product of the San Pedro valley. Phoenix Gazette.